



Minutes of the
City Commission for the City of Traverse City
Regular Meeting
March 16, 2015

A regular meeting of the City Commission of the City of Traverse City was called to order at the Commission Chambers, Governmental Center, 400 Boardman Avenue, Traverse City, Michigan, at 7 p.m.

The following Commissioners were present, constituting a quorum: Mayor Michael Estes, Jeanine Easterday, Gary Howe, Ross Richardson, Tim Werner.

The following Commissioners were absent: Mayor Pro Tem Barbara D. Budros and Commissioner James Carruthers.

The Pledge of Allegiance was recited.

Mayor Michael Estes presided at the meeting.

Presentation of the Sara Hardy Humanitarian Award to Glenda and Ken Andrews by Human Rights Commissioner Steve Metzger.

As requested by Commissioner Timothy Werner, Agenda Items 2(c) and 2(f) were removed from the Consent Calendar for individual consideration.

As requested by Commissioner Ross Richardson, Agenda Item 2(i) was removed from the Consent Calendar for individual consideration.

As requested by Loren Gardner, Agenda Item 2(j) was removed from the Consent Calendar for individual consideration.

There being no objection, Mayor Michael Estes placed the items removed from the Consent Calendar to be considered after regularly-scheduled New Business items.

2. Consent Calendar

Moved by Werner, seconded by Richardson, that the following actions as recommended on the amended Consent Calendar portion of the Agenda be approved:

- a. the minutes of the March 2, 2015, Regular Meeting, be approved.
- b. the Mayor and City Clerk be authorized to execute a non-exclusive Lease Agreement with History Center of Traverse City, for a portion of the Carnegie Building located at 322 Sixth Street, Traverse City, MI for a three-year period at a cost of \$5,800 per year, agreement subject to approval as to its substance by the Acting City Manager and its form by the City Attorney, with the lease payments to be deposited to the Heritage Center Fund.
- c. Removed from the Consent Calendar.
- d. the Acting City Manager be authorized to issue a service order to Temperature Control, Inc. for routine maintenance at the Carnegie Building for a three year period at a cost not to exceed \$13,900 for all three years, with funds available in the Heritage Center Fund.
- e. the Mayor and City Clerk be authorized to execute a unit price contract with Terra Contracting Services in the amount of \$454,058.25, more or less, for the 2015 Storm Sewer Cleaning/Televising Project, such contract subject to approval as to its substance by the Acting City Manager and its form by the City Attorney.
- f. Removed from the Consent Calendar.
- g. the Wastewater Treatment Plant Equipment as outlined in the March 9, 2015 memo from the Director of Public Services, be declared surplus and authorized for disposal.
- h. the Mayor and City Clerk execute the Memorandum of Agreement with the Grand Traverse Band of Ottawa and Chippewa Indians and the Grand Traverse Conservation District, which agreement shall be for a three year period, with costs to be reimbursed to the City of Traverse City, such agreement subject to approval as to its substance by the Acting City

Manager and its form by the City Attorney.

- i. Removed from the Consent Calendar.
- j. Removed from the Consent Calendar.
- k. that an amendment to the Traverse City Code of Ordinances, Chapter 864, *Elimination of Street Performer Permit Requirement*, which eliminates the requirement that those who engage in street performer activities obtain a permit and makes other housekeeping changes, while maintaining time, place and manner restrictions for street performers, be enacted with an effective date of March 26, 2015.
- l. that an *Ordinance Amending Tax Increment Financing and Development Plan #97 to Allow Reimbursement for Brownfield Eligible Expenses to the Grand Traverse County Brownfield Redevelopment Authority*, as recommended by the Downtown Development Authority Board of Trustees, be introduced and scheduled for possible enactment and public hearing on April 20, 2015.
- m. that an amendment to the Traverse City Code of Ordinances, *Zoning Map Amendment – Change No. 38*, to rezone 1015 and 1025 Hannah Avenue from R-2, Two Family Dwelling to C-2, Neighborhood Center, as recommended by the City Planning Commission, be introduced and scheduled for possible enactment on April 6, 2015.
- n. that an amendment to the Traverse City Code of Ordinances, *Zoning Map Amendment – Change No. 37*, to rezone 314 East Eighth Street from R-29, Multiple Family Dwelling to C-2, Neighborhood Center, as recommended by the City Planning Commission, be introduced and scheduled for possible enactment on April 6, 2015.

CARRIED unanimously. (Budros and Carruthers absent)

Items removed from the Consent Calendar

Items removed from the Consent Calendar were placed under New Business.

3. Old Business**3(a).**

Consideration of making permanent the PILOT program for residential parking permits as recommended by the Downtown Development Authority Board of Trustees.

The following addressed the Commission:

Rob Bacigalupi, Downtown Development Authority Executive Director

Moved by Howe, seconded by Easterday, that the PILOT Residential Parking Permit Program be made permanent as recommended by the Downtown Development Authority Board of Trustees as described in the memo from the Parking Administrator dated March 9, 2015, with an effective date of July 1, 2015.

Meg Franklin-Judd, 207 West Eighth Street - expressed opposition
Denny Braun, 602 Washington Street – made general comments
Seamus Shinnors, 410 Seventh Street – expressed opposition
Loren Gardner, 419 West 10th Street, Central Neighborhood Association
Vice President – made general comments
Adrienne Rossi, 312 West Seventh Street – made general comments
Jason Judd, 207 West Eighth Street – made general comments
Brian Haas, 227 East 10th Street – expressed support
Linda Lichty, 715 Pine Street – made general comments

Roll Call:

Yes - Howe.

No - Easterday, Richardson, Werner, Estes.

FAILED.

3(b).

Consideration of concurring with an adjustment in parking meter rates as recommended by the Downtown Development Authority Board of Trustees.

The following addressed the Commission:

Rob Bacigalupi, Downtown Development Authority Executive Director

Moved by Richardson, seconded by Werner, that the City Commission concurs with the parking meter rate adjustments as recommended by the Downtown Development Authority Board of Trustees as described in the memo from the Parking Administrator dated March 9, 2015, with rates to be effective May 1, 2015.

Rick Buckhalter, 932 Kelley Street – made general comments

CARRIED unanimously. (Budros and Carruthers absent)

3(c).

Consideration of enacting an amendment to the Traverse City Code of Ordinances which would allow accessory dwelling units in R-1a, R-1b, RC and MU Districts, and repealing Chapter 1377, which allows accessory dwelling units in the Traverse Heights Neighborhood, as recommended by the Planning Commission.

The following addressed the Commission:

Lauren Tribble-Laucht, City Attorney
Benjamin Marentette, City Clerk

Moved by Richardson, seconded by Howe, that the possible enactment of an amendment to the Traverse City Code of Ordinances, Sections 1320.07, Accessory Dwelling Units Definition Amendment; 1332.01, Single Family Dwelling (R-1a, R-1b) District Uses Allowed; 1332.07, Accessory Dwelling Units in Single Family Dwelling Districts with Conditions; 1374.03, Accessory Dwelling Units No Parking Required Amendment, and 1377, Repeal of Accessory Dwelling Units Overlay Districts Ordinance Chapter 1377, as recommended by the Planning Commission, which was introduced February 17, 2015, be referred to the April 6,

2015, Regular Meeting.

Jan Cleland, 211 West 12th Street - expressed opposition
Pam Darling, 307 West Ninth Street – made general comments
Julia Wagner, 402 West 11th Street – expressed opposition
Adrienne Rossi, 312 West Seventh Street – expressed opposition
Mary O’ Neil, 221 West 12th Street – expressed opposition
Kirk Wagonlander, 736 East State Street – expressed support
Patrick Sullivan, 709 Webster Street – expressed support
Marilyn Black, 416 Sixth Street – expressed opposition
Lorraine Laird, 423 Seventh Street – expressed opposition
Tim Sanderson, 100 Grand Traverse Village Boulevard, Acme Township -
expressed support
Tammy Sanderson, 100 Grand Traverse Village Boulevard, Acme Township
- expressed support
Denny Braun, 602 Washington Street – expressed opposition
Dagmar Cunningham, 311 West 11th Street – expressed support
Roger Send, 300 Birchwood Avenue – expressed support
Jason Send, 10598 Peninsula Drive, Peninsula Township – expressed
support
Peter Spaulding, 724 East State Street – expressed support
Kaelyn Rice, 219 West 10th Street – made general comments
Kay Bennedict, 316 Franklin – made general comments
Kathy Borock, 214 West 11th Street – expressed opposition
Chris Maxbauer, 503 West Eighth Street – expressed opposition
Geraldine Greene, 214 East 11th Street – made general comments
Linda Lichty, 715 Pine Street – expressed opposition
Jane Blake, 506 West 11th Street – expressed opposition
Carol Kent, 2111 Coventry Trail, City business owner - made general
comments
Rick Buckhalter, 932 Kelley Street – made general comments
Seamus Shinnars, 410 Seventh Street – made general comments
Brian Haas, 227 East 10th Street – expressed support
George Golubovskis, 325 Washington Street – made general comments
Loren Gardner, 419 West 10th Street – made general comments

CARRIED unanimously. (Budros and Carruthers absent)

4. New Business

4(a).

Report from the City Commission Ad Hoc Committee Regarding City Manager Recruitment; and consideration of authorizing funds associated with the recruitment process.

The following addressed the Commission:

Jamie Caroffino, Human Resources Generalist
Rick Buckhalter, 932 Kelley Street – made general comments

No action was taken.

4(b).

Consideration of adopting a Resolutions of Support for the Michigan Recreation Passport Grant and the Michigan Natural Resources Trust Fund Grant for the Clancy Park Improvement Project.

The following addressed the Commission:

Russell Soyring, City Planning Director

Moved by Richardson, seconded by Werner, that the Resolution of Support for the Michigan Recreation Passport Grant and the Resolution of Support for the Michigan Natural Resources Trust Fund Grant, for the Clancy Park Improvement Project, which commits the City to providing \$75,000 in matching funds, be adopted.

The following addressed the Commission:

Margaret Shaw, 1403 North Orchard – made general comments

CARRIED unanimously. (Budros and Carruthers absent)

4(c).

Consideration of declaring surplus six pieces of equipment and authorizing a purchase order for three plow trucks for Streets Division use.

The following addressed the Commission:

Dave Green, Director of Public Services

Moved by Werner, seconded by Richardson, that the Acting City Manager be authorized to declare three plow trucks, two sander bodies, and one water tank surplus, and that the Acting City Manager be authorized to approve a purchase order to Grand Traverse Diesel in the amount of \$396,000 for two 2016 Western Star 4700SB's and one 2016 Western Star 4800SB cabs and chassis and a purchase order to Truck and Trailer Specialties of Boyne Falls in the amount of \$313,597, for three equipment packages for said trucks, with funds available in the Garage Fund for this planned vehicle and equipment replacement purchase.

Brian Haas, 227 West Tenth Street – made general comments

CARRIED unanimously. (Budros and Carruthers absent)

4(d).

Consideration of authorizing an easement with Consumers Energy for tree trimming on the southwest corner of Eighth Street and Garfield Avenue.

The following addressed the Commission:

Timothy Lodge, City Engineer

Moved by Werner, seconded by Richardson, that the Mayor and City Clerk execute the Easement Agreement from Consumers Energy for tree trimming on the City-owned property at the southwest corner of Eighth Street and Garfield Avenue, such agreement subject to the approval as to its substance by the Acting City Manager and its form by the City Attorney.

CARRIED unanimously. (Budros and Carruthers absent)

4(e).

Consideration of adopting The Boardman River Plan as a general guideline for enhancement of the riverfront as recommended by the Downtown Development Authority Board of Trustees and the City Planning Commission.

Moved by Richardson, seconded by Easterday, that the City Commission review the Boardman River plan at a future Study Session with a presentation by the Downtown Development Authority.

John Nelson, 4022 Incochee Crest Commons, Garfield Township, The Watershed Center Grand Traverse Bay – made general comments
Priscilla Townsend, 150 Pine Street - made general comments
Ellen Corcoran, 150 Pine Street – made general comments
Elizabeth Osborne, 150 Pine Street – made general comments

CARRIED unanimously. (Budros and Carruthers absent)

4(f).

Consideration of adopting a resolution establishing fees for the Duncan L. Clinch Marina transient rates for the 2015 season.

The following addressed the Commission:

Dave Green, Director of Public Services

Moved by Richardson, seconded by Howe, that the Resolution Establishing Fees for the Duncan L. Clinch Marina Transient Rates 2015, be adopted.

Loren Gardner, 419 West 10th Street – made general comments
Scott Lemcool, 843 Linwood, Garfield Township - made general comments

CARRIED unanimously. (Budros and Carruthers absent)

5. Appointments**5(a).**

Consideration of establishing an ad hoc interview committee to make recommendation regarding one appointment to the Parks and Recreation Commission.

Moved by Howe, seconded by Richardson, that the resignation of Seamus Shinnors dated March 5, 2015, from the Parks and Recreation Commission be accepted, and that an ad hoc interview committee be established to make recommendation regarding one unexpired three-year term (seat previously held by Seamus Shinnors) expiring September 1, 2016, on the Parks and Recreation Commission; and that Commissioners Werner, Carruthers and Easterday be appointed to such Committee, with Commissioner Werner to serve as Chair.

CARRIED unanimously. (Budros and Carruthers absent)

6. Reports and Communications

The following were received and filed:

- a. Reports, announcements and correspondence from the City Manager.
- b. Announcements from the City Clerk.
- c. Reports, announcements and correspondence from the Mayor and City Commissioners.
- d. Reports and correspondence from other City officials, boards and committees.
 1. Reports from members of the Commission serving on boards.
 2. Minutes of the Human Rights Commission meeting of January 12, 2015.
 3. Minutes of the Traverse City Light and Power Board meeting of February 10, 2015.
- e. Reports and correspondence from non-City officials.

7. Public Comment

The following addressed the Commission:

1. Reserved.

None

2. General.

Mandy Lundy, The History Center Executive Director
Mark Risk, 932 Rose Court
Julia Wagner, 402 West 11th Street
Derek Conrad (sp?), 408 Belanger Lane

3. Mayor and City Commissioners.

Commissioner Jeanine Easterday
Commissioner Gary Howe

There being no objection, Mayor Michael Estes declared the meeting adjourned at 10:29 pm.

Benjamin C. Marentette, MMC
City Clerk

Approved: _____, _____
(Date) (Initials)